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Previous References

1948-49
(MC)

File No 86-48
Serial Nos. ~~4~~ 4

Later References

C.C. Ref No 461/50-51
HA 343 CH2 57)

GENERAL AND REVENUE SECRETARIAT

Serial Nos Two

Part B for Nov 48

SUBJECT

Byelaws for regulating licensing and inspecting the conduct of places used as Bakeries, Sweetmeat Shops Hotels, Restaurants etc., in Davangere City Mlty

To The MC Comr. Davangere City Mlty
(Through The Prsdt
Comptroller to Govt.

G O No L 5130-1/D 11-11-48

Approves the byelaws

KSE

356/A2

Draft bylaws framed by the Devangere City Mlty for regulating, licensing, and inspecting the conduct of places used as bakeries, meat & fish shops, hotels, coffee houses, manufacturing ice and aerated waters etc

ML
1217

Letter No MC 12/148-49 dated the 5th August 1948 from the Municipal Commissioner, Davangere City Mlty, on the above subject

The Ml Commissioner states that the above bylaws framed under Section 67 (1) (b) of the Bombay City Municipalities Act 1933, as amended from time to time were approved by the Davangere City Mlty Co at their meeting held on the 21st June 1948 Objections were duly stated, called for by a notification dated the 25th June 1948 and that no objections were received in this behalf. The Ml Co finally resolved at their meeting held on the 3rd August 1948 to move Govt in the above behalf

2) The draft bylaws in question have been compared with those obtaining in the Bangalore City Municipality Except for a few verbal corrections they closely follow the latter. They may be forwarded to Govt for sanction

Govt for scrutiny

Subject to the remarks given herein on the draft bylaws in question

Sec V V

(Legislative Branch) 16/8/48

Draft Bye-laws framed by the
Davangere City Municipality
for licensing hotels, restaurants etc

4) The draft Byelaws closely follow
similar Bye-laws of Bangalore
City Municipality

5) ~~The~~ Bye Law No 6 ~~(a)~~ ~~provides~~ is unnecessary
since section 167 (2) provides for penalty
~~has been made for providing~~
for using a place without a to as a hotel etc,
~~or carrying on business~~
without a license or in contravention
~~is not warranted under the~~
of any of the conditions or during the suspensio
~~Municipal Act words necessary~~
or after the withdrawal of such license
~~to be omitted~~ This bye-law ~~to~~ therefore
has to be omitted

6) Bye Law No 10 A is an additional
provision and there is no similar
bye-law in the Bye laws of the
Bangalore City Municipality
This bye-law appears ~~to be~~ Superfluous
but there is ~~no~~ no legal
objection for retaining it ~~It~~ has
been recast in the proper form

7) ~~The general conditions~~
attached to licences have
been repeated after the Schedule
though they are embodied in Bye

354/81

draft Bye-laws framed by the Darampore Municipality for regulating & licensing hotels, restaurants etc 1217 L 12/7/68

~~execution of the bye-laws that may kindly be omitted~~

8) The draft Bye-laws are otherwise in order. ~~and may be approved~~

2V 3 9 68 9) Certain verbal changes have been made in pencil The bye-laws appears to be legally in order may be approved

Mas 25 9 68

20 SEP 1968

fo 29/9

10) Law Secy)

8L 4/10 Mer 9/10

11) Asst Secy Sec) Minister

L 8/10/68

12) The bye laws have been corrected as per the above suggestions. Now in order Minister for Cottage Industries may approve

Minister 13) pl put up admr file to avoid delay in the dispatch of the case.

For 9 weeks

4377 18/6 Ulb 12/10 For 14 weeks

Submitted with a draft Go for appl for 14/10/68

Secy for 16/10/68

1217

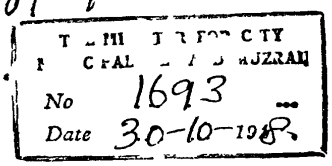
1217/mL mL 86-48

The Bye-laws as revised
may be approved

Minister
(Sub. to Govt)

21/10

31/10



26/11

Approve
8/11/48

1242) To the mL Comm, Davangere, mlp
the Comptroller thro DOL
No L 5730-1 8/11-11-48

Approve the Bye laws

8/11

ML 1217

ML 86-48-5

1

DAVANGERE CITY MUNICIPALITY

No H C 12/48-49
Encl 1 file

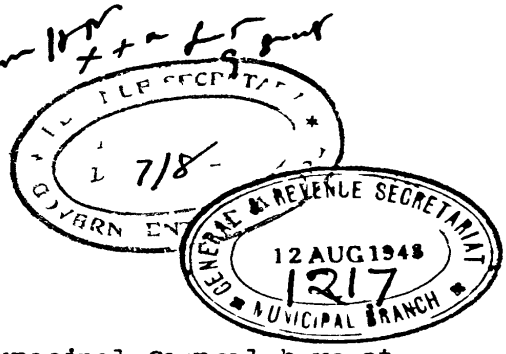
MUNICIPAL OFFICES
DAVANGERE
Dated 5th August 1948

From

The Municipal Commissioner,
Davangere City Municipality,
Davangere

To

The Secretary to Government,
Revenue Department,
Bangalore



Sir,

I have the honour to state that the Municipal Council have at their Special Emergency Meeting held on 21-6-48, approved the Byelaws framed for Regulating, licensing and inspecting the conduct of places used as Bakeries etc , under Sec 51 (1)(b) (iv) of the Mysore City Municipalities Act of 1933 as amended from time to time

Notification No G C 573/47-48 dated 25-6-48 calling for objections in this behalf was published in the Mysore Gazette and as also in the Municipal Office and all the Public Offices and Associations at Davangere But no objections were received in this behalf

This subject was placed at their special Emergency Meeting held on 3-8-48 and it was resolved that sanction of Government may be obtained in this behalf

The copies of the Byelaws (in duplicate) together with the copy of the resolution of the Council are herewith enclosed for kind perusal

I therefore, request that sanction of Government may kindly be obtained to the Byelaws framed by the Municipal Council

I have the honour to be,
Sir,
Your most obedient servant,

5/8/48
Kgs

Municipal Commissioner,
Davangere City Municipality

Forwarded with compliments

k/c Ramchandra
President,
Davangere City Municipality

kgs

Proceedings of the Special Emergency Meeting of the Davangere City Municipal Council held on 3-8-1948 at 5 p m in the Council Hall of the City Municipal Office

---

President

Sri K T Jambanna

x	x	x
Subject		Resolution
5 To obtain sanction of Government for the Byelaws framed under Sec 51 (1)(b)(iv) of the City Municipalities Act 1933 for regulating licensing and inspecting the conduct of places used as Bakeries Sweetmeat Shops, Hotels, Restaurants Eating Houses, Boarding or Lodging Houses coffee houses or for manufacturing ice and Aerated Waters		Since no objections are received sanction of Government as may be obtained

---

(Sd) K T Jambanna

President

" Copy "

5/8/48 R. Rangappa

Municipal Commissioner,
Davangere City Municipality.

v ——— ice and Aerated waters in the Mfg; and adding that no objections

G R S App F VI—G 2]

SUBJECT

4

Proceedings of the Special Emergency Meeting of the Davangere City Municipal Council held on 21-6-1948 in the City Municipal Office Davangere at 5 p m

5

President

Sri K T Jambanna

x	x	x
Subject		Resolution
5 To approve the Byelaws framed under Section 51 (1)(b)(iv) for Regulating licensing and inspecting the conduct of places used as Bakeries Sweet meat Shops, Hotels, Restaurants, Eating houses, Boarding and lodging houses, coffee houses or for manufacturing ice and Aerated waters		May be approved

---

(Sd) K T Jambanna

President

" Copy "

Municipal Commissioner,
Davangere City Municipality

K 5/8/48

G R S App F VI—G 2]

SUBJECT

Ack

4

Diary No of letter replied to 1217

General and Revenue Secretariat

( )

the *194*

Date of issue 11-11- 1948

Signed by Sri G R Rao

Section MK

File No 87—48

Serial No 42

Proceedings of the Government of His Highness the Maharaja of Mysore

Read— Letter No 4 C 12/48-49 dt 5 8 48 from the Ml Commr, Davangere Cff mlg, forwarding for sanction the Draft Byelaws framed by the Cff Ml Cl, under Section 51 (1) (b) (iv) of the Mysore Cff Mlties Act 1933, for regulating licensing and inspecting the ~~Order thereon.—No.~~ Conduct of places used as Bakeries, Sweetmeat Shops, Hotels, Restaurants, Eating houses, Boarding or Lodging houses, Coffee houses, or places for manufacturing Ice and Aerated waters in the Mlg, and adding that no objections

May this be—

(i) printed ?

(ii) treated as a Standing Order ?

(iii) published in the Gazette English Part ?

(iv) translated ?

(v) placed at the disposal of the Press ?

(iv) published in the Gazette Kannada Part ?

were received in response to the notification issued in this behalf

Order No L 5730-1 / 11-11-48

The Byelaws are approved as revised and appended to this order

The Mc Comm is requested to send half a dozen Printed copies of the Byelaws for record in the Secty

21/11

for Secy to Govt
Wks & Rev Deptt

To The Mc Comm, Dawangere cfo Mdg thro D&S
The Comptroller to Govt

List of Enclosures

Copied by

Examined by

WD 04162—GPB—60 000—23-10-41

Bye-laws framed under Section 51 (1) (b) (iv) of the Mysore City Municipalities ~~Regulation~~ Act VII of 1933, for regulating licensing and inspecting the conduct of places used as Bakeries, Sweetmeat Shops, Hotels, Restaurants, Eating Houses, Boarding or Lodging Houses, Coffee Houses or for Manufacturing Ice and Aerated Waters. ~~and sanctions~~

BYE-LAWS UNDER 51 (1) (b) (iv).

1 No place shall be used as a hotel, restaurant, eating house, boarding or lodging house, coffee house, sweetmeat shop or bakery or for manufacturing ice or aerated waters or for sale of any ~~other~~ kind of eatables without previously obtaining a license therefor from the Municipal Commissioner, Davangere City Municipality, on payment of the fee prescribed in this behalf.

2 (a) Any person using or desiring to use any place for any of the above purposes, shall apply to the Municipal Commissioner for a license The Municipal Commissioner may, in his discretion, grant or refuse such license When the Municipal Commissioner refuses to grant license, he shall give reasons therefor and an appeal shall lie to the Municipal Council from such order of refusal.

(b) No license shall be granted for a period exceeding one year and every license shall be granted so as to expire with an official year, provided that a temporary license for a period not exceeding a fortnight may be granted for any special occasion and such license shall expire with the period for which it is granted.

3 (a) Except in the case of an application for a temporary license under the proviso to Bye-law No.2 (b), every application for a license under these bye-laws shall be made not less than 15 days before the date from which the license applied for is to commence.

(b) Every such application shall be in the form shown in Schedule A

p.t.o.

7

4. (a) The license granted under Bye-law No.2, shall not be transferable either as regards the person to whom or the place for which it is granted.

(b) It shall be in the form (shown) in Schedule B.

(c) The license shall be affixed in a conspicuous part of the place to which it pertains along with the correct name and residential address of the licensee ~~correctly stated~~.

5 The Municipal Commissioner may suspend or (completely) revoke any license granted under Bye-law No.2 in respect of any place on grounds of public health or safety or where any of the conditions specified in the license are not being strictly observed; provided that such suspension or revocation of the license shall not be deemed to exempt the licensee or any other person from liability to a prosecution under these bye-laws, and provided further that such suspension or revocation shall be made only after an opportunity is given to the licensee to show cause in the matter. connection with such suspension or revocation

6. (a) Whoever uses any place for any of the purposes mentioned in Bye-laws No.1 above without obtaining a license ~~xxx~~ as required by the said bye-law or after the license has been revoked or suspended, shall be liable on conviction to a fine not exceeding Rs 50/- for the first day of the offence and not exceeding Rs 10/- for every succeeding day of the repetition of the offence

(b) Whoever having been previously convicted of an offence under Clause (a) of this bye-law uses any place for any of the purposes mentioned in Bye-law No.1 without obtaining a license as required by the said bye-law shall be liable on conviction to a fine not exceeding Rs.200/-

7. Any infringement of these bye-laws (not provided for in Bye-law No.6) or of any of the conditions attached to a license granted under these bye-laws shall be punishable with a fine not exceeding Rs.50/-.

8. (i) Every person who has obtained from the Commissioner a license under Bye-laws No.1 above, shall be held responsible for all acts done by his agents or servants in connection with the

business for which the license has been obtained.

(ii) Where the holder of any license under Bye-law No.1, ~~xix~~ has employed any person or persons to be in charge of the place for which such license is granted, such person or persons shall also be responsible for the due observance of all the conditions prescribed by these bye-laws or attached to such license.

9. Every license granted under Bye-law No.2, shall be subject to the general conditions specified in Bye-law No.10 and the special conditions specified in Bye-law Nos.11 to 14 in so far as they are applicable having regard to the particular purpose for which the license is granted No license shall be granted in respect of any place which in the opinion of the Municipal Commissioner does not satisfy such conditions or any of them.

GENERAL CONDITIONS

10 Every license under Bye-law No.2 shall be granted on, and subject to, the following general conditions -

(a) The premises in respect of which the license is granted shall be sufficiently spacious and suitable for the purpose of the business intended to be carried on therein and the dimensions of every room therein shall be at least 8' x 8' x 8'.

(b) Each room abutting an open space should have windows of not less than 4' x 3' to secure adequate ventilation and lighting

(c) Suitable smoke outlets in the form of chimneys shall be provided and maintained in good order so that the smoke may not pervade the dwelling rooms, the dining hall or the portion of the premises where customers are served with food or drink.

(d) No cess pools should be permitted on the premises, if sewers exist, they should be properly trapped, if daily conservable latrines are provided, they should be located with an intervening open space of at least 15 feet from the living room or rooms intended for cooking, eating or storage.

(e) The premises shall have water connection from the public mair and such connection and all fittings thereof shall be kept in proper order and efficient action so as to provide for use on the premises

sufficient supply of water for the purpose of business and for thoroughly washing and cleaning such premises. Only water from this source shall be used for all purposes connected with the business. If water has to be stored, it shall be stored only in a metallic tank fitted with a tap and covered at the top with a tight fitting metallic lid and placed 4 feet above the ground level. In case there is a well, it should conform to sanitary principles and its mouth should be covered and fitted with a pump.

(f) The walls of the premises shall be rendered impervious to water by cement plastering or otherwise up to a height of 4 feet from the ground level, and the rest of the said walls shall be plastered with chunam and whitewashed half-yearly or as often as required by the Municipal Commissioner, provided that in the case of a place used as a bakery, sweetmeat shop or for the manufacture of ice or aerated waters, the walls shall be rendered impervious to water by means of cement plastering or otherwise up to a height of 8 feet from the ground level. The floor shall be either cemented or paved with Cuddapan slabs with cement pointing, and sufficient drainage shall be provided. The roofing shall be plain and rat-proof.

(g) The place shall not at any time be used for stabling animals.

(h) (i) The licensee shall always keep the premises in a perfectly clean and tidy condition.

(ii) All refuse or rubbish shall be swept off, and the drains kept well flushed. A sufficient number of metallic dust-bins with lids at the top shall be kept on the premises and they shall be cleaned at least once a day and oftener, if necessary.

(iii) The premises shall be thoroughly washed twice a day and oftener if necessary. Privies, latrines and urinals shall be disinfected daily.

(iv) All waste water shall be thoroughly drained from the premises.

(i) 1 All furniture, plates, utensils and accessories pertaining to or used for the purpose of the business for which license is granted shall always be kept perfectly clean.

2. Plates, cups, saucers, spoons, forks, and all other utensils or accessories used for service shall be thoroughly washed in clean water and sterilised by being immersed in boiling water or in steam for not less than 5 minutes before beingsent out for service again.

(j) Every table, bench or board on which refreshments are served shall be provided with a top made of marble, polished stone slab or other non-absorbent material and the top shall be thoroughly cleaneed after each service with a clean cloth and if necessary with water.

(k) All provisions or materials used for the purpose of the business shall be good and whole-some and adulterated provisions or materials shall not be used. Provisions not required for immediate use shall be stored in closed bins made of galvanized iron or other metallic receptacle suitably protected against chemical action which shall be kept on stone benches fixed 1½ feet away from the walls and shall not be allowed to lie open on the floor.

(l) The licensee shall allow only servants who are neatly dressed in clean clothes to attend on the customers.

(m) No food stuff of any sort which is stale, unwholesome, offensive or in any way unfit for human consumption in the opinion of the Health Officer, shall be stored, served, sold or exposed for sale in the premises.

(n) (i) Dried fruit, cut slices of fruit, cooked food and all other articles of food or drink kept ready for human consumption in the premises shall be stored or exposed for sale in such a manner as completely to protect them from dust, effluvia, flies or other vermin

(ii) Such articles when exposed for sale shall be kept in clean vessels or plates made of glass or metal covered with enamel or tin lining placed in glass cases provided if necessary with a fly proof wire gauze at the top for ventilation.

(iii) No such articles shall be touched by hand and clean spoons or other accessories shall be used for serving them.

(o) All papers or leaves used for wrapping articles of food shall be clean and stored in a clean rack or box.

(p) No person who is suffering from any contagious, infectious or loathsome disease or who has recently been in attendance on a person suffering from such disease or who is unwashed or otherwise unclean shall be employed by the licensee for the purpose of the business.

(q) (i) No person shall be employed in or in connection with any business carried on in any place licensed under Bye-law No.2 (or for which a license under Bye-law No.1 is necessary) unless he produces at the time of his first employment therein ~~produces at the time of his first employment~~ a certificate from the Health Officer ~~or~~ or any Medical or Sanitary Officer not below the rank of an Assistant Surgeon or a Health Officer showing that he is free from any contagious, infectious or loathsome disease. He should not be a carrier of intestinal diseases, viz , typhoid, para-typhoid A or B, cholera and dysentery. After every serious illness, he must produce a certificate that he is not infectious.

(ii) Every person employed in or in connection with such business shall produce a similar certificate at the beginning of every official year on or before the 15th July.

(iii) Every such employee shall subject himself to a medical examination whenever directed to do so in writing by the Health Officer.

(iv) No person who has failed to comply with any of the above requirements shall be employed or continue to be employed in or in connection with the business.

(r) The licensee shall forthwith report to the Health Officer any case of dangerous, infectious or contagious disease occurring on the premises.

(s) The licensee shall keep in the premises a book which shall be open to inspection by the President, the Commissioner, the Health Officer, any Municipal Councillor or Officer of the Municipality authorized in writing to inspect the premises.

(t) (i) It shall be competent for the President, the Municipal Commissioner, the Health Officer, any Sanitary Inspector or other

Officer of the Municipality authorized in writing in this behalf by the Municipal Commissioner to enter into any place used for any of the purposes specified in By-law No.1, between 6 A.M. and 6 P.M. or at any other time while such place is kept open for business to inspect the premises, provisions, articles of food or drink, all utensils and furniture on the premises and to take samples of any provisions, any articles of food or drink manufactured or kept for sale therein Samples so seized may be subjected to chemical or other examination

(ii) It shall be competent to the President, the Municipal Commissioner, the Health Officer or any Sanitary Inspector to remove or cause to be removed forthwith from such place any article of food or drink which, in (their) opinion is stale, unwholesome, offensive or unfit for human consumption besides prosecuting the licensee for violating the by-laws.

(iii) Whenever the Municipal Commissioner or the Health Officer is satisfied on personal inspection or on a report of inspection he may instead of recommending the prosecution of the licensee issue to him in writing such directions as he may deem necessary for securing proper compliance with these by-laws or in the interests of public health and the licensee shall forthwith comply with such directions.

10 A. This license shall further be subject to the City of Bombay Municipal Act 1933 and any other law for the time being in force in the Municipality.

SPECIAL CONDITIONS.

Places used as Bakery or Sweetmeat Shop

11. A place used a bakery or sweetmeat shop shall satisfy the following special conditions in addition to the general conditions specified in the By-law No.10 above --

(a) The premises shall contain separate accommodation for kneading, store and vending.

(b) The walls of the kneading room shall be plastered with cement to a height of 8 feet from the ground level. The ceiling of the kneading room shall be plain and free from crevices.

(c) The surface of every kneading table used in the bakery shall

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be impervious to water, smooth and free from cracks or crevices ~~xx~~ ~~xxx~~ and shall be kept covered with a clean cloth when not in use The pedestals of the kneading tables shall be of concrete blocks plastered with cement.

(d) Every person engaged in kneading shall wear a clean white apron of linen or cotton so as to cover completely the front part of his body from neck to knees.

(e) No person shall soil the kneading table in any way.

(f) No person shall transport for sale, bread or sweetmeat from one place to another except in a closed vehicle or in a closed basket, tin or other receptacle. Every such vehicle, basket, tin or receptacle shall at all times be kept thoroughly clean and no person shall commit any act which may tend to render any bread or sweetmeat which is being transported, dirty or unwholesome.

HOTELS, RESTAURANTS, EATING HOUSES, TEA & COFFEE HOUSES.

12. A place used as a hotel, restaurant, eating house and coffee house shall satisfy the following special conditions in addition to those specified in Bye-laws No.10 above:-

(a) No one shall be allowed to dine in any place other than the dining hall, provided that it shall be permissible for a boarder to dine in his own room.

(b) There shall be sufficient latrine accommodation. Every latrine, privy or urinal on the premises shall be kept clean and thoroughly disinfected daily and the night-soil shall always be covered with ashes or earth and removed daily. Where facilities are available, flush latrines should, as a rule, be provided

(c) Whenever arrangements are made on the premises for broadcasting or for the playing of gramophones with or without pick up and loud speaker arrangement, care shall be taken to prevent an unreasonable amount of noise being caused in the neighbourhood so as to occasion annoyance or discomfort to the owners or occupiers of houses in the vicinity.

Place used for the Manufacture of Ice.

Place used for the Manufacture of Ice.

13. A place used for manufacturing ice shall satisfy the following condition in addition to those specified in Bye-law No.10 above:-

(a) The water used for manufacturing ice shall be pure and ~~shall be pure~~ and shall not be carried in massacks or in any other vessels notx approved by the Commissioner or the Health Officer.

Places used for Manufacture of Aerated Waters

14. A place used for the manufacturing of aerated waters shall satisfy the following conditions in addition to those specified in Bye-law No.10 above:-

(a) The premises shall contain sufficient and separate accommodation for each of the following, viz., for the cleaning of bottles, for the filteration and storage of water, for the charging of bottles and for store-room.

(b) The water used for the manufacture of aerated water shall be pure and shall not be carried in massacks or in any other vessels not approved by the Commissioner or the Health Officer

(c) The water used for the manufacture of aerated water shall be filtered and the filtering vessels and materials shall be sterlised at such times and in such manner as the Commissioner or the Health Officer may direct

(d) Syrups shall be prepared only in glass or enamelled vessels and kept in a fly-proof case.

(e) No aerated water of any kind shall be issued from the manufactory without having a proper (lable) label and mouth piece on each bottle, giving the full name and address of the manufacturer The mouth of each bottle shall be completely covered with a similar (leble) label so as to be dust proof

---oOo---

15

SCHEDULE A.

F

FORM OF APPLICATION FOR LICENSE.

1. Full name and address of applicant ....

2. Father's name. . ...

3. Age . . ..

4. Purpose for which license is required ..... .

5. The place in respect of which the license is required. (1) Division, and (2) Street (3) Door No. (4) Other particulars such as boundaries necessary for identifying the place

6. The name and address of owner of such place . ...

7. The rent of the place or the estimated rental value where the applicant is the owner of the premises . .. .

8. Period for which license is required. . .. .

9. I declare that all information above is true to my knowledge and belief

Applicant

SCHEDULE B

Form of license issued under the Bye-laws of the Davangere City Municipality framed under Section 51 (1)(b)(iv)

This license is granted to Mr .. .. (name and address) for the use of... . . .. (insert description of place).. .. .. (as a bakery, sweetmeat shop, hotel, restaurant, eating house, boarding or lodging house, coffee house, for manufacturing ic or aerated waters (retain the words indicating the purpose for which the license is granted and strike off the remaining words).

This license will expire on the 30th of June . . ..

It is subject to the conditions setforth hereunder and the bye-laws and rules of the Municipality framed under the Mysore City Municipalities ~~Regulation~~ Act, 1933

CONDITIONS.

GENERAL CONDITIONS.

1. [Every license under Bye-law No. 2 shall be granted on and subject to the following general conditions:]

16

(a) The premises in respect of which the license is granted shall be sufficiently spacious and suitable for the purpose of the business intended to be carried on therein and the dimensions, of very room therein shall be at least 8'x8'x8'.

(b) Each room abutting an open space should have windows of a dimension of 4'x3' to secure adequate ventilation and lighting.

(c) Suitable smoke outlets in the form of chimneys shall be provided and maintained in good order so that the s oke may not pervade the dwelling rooms. the dining hall or the portion of the premises where customers are served with food or drink

(d) No cess pools should be permitted on the pre ises, if sewers exist they should be properly trapped. if daily conservable latrines are provided, they should be located with an intervening open space of at least 15 feet from the living rooms, or rooms intended for cooking, eating or storage.

(e) The premises shall have water connection from the public main, and such connection and all fittings thereof shall be kept in proper order and efficient action so as to provide for use on the premises sufficient supply of water for the purpose of the business and for thoroughly washing and cleansing such premises. Only water from this source shall be used for all purposes connected with the business. If water has to be stored, it shall be stored only in a metallic tank fitted with a tap and covered at the top with a tight fitting metallic lid and placed 4 feet above the ground level. In case there is a well, it should conform to sanitary principles and its mouth should be covered and fitted with a pump.

(f) The walls of the premises shall be rendered impervious to water by cement plastering or otherwise up to a height of 4 feet from the ground level, and the rest of the said walls shall be plastered with chunam and whitewashed half-yearly or as often as required by the Municipal Commissioner provided that in the case of a place used as a bakery, sweetmeat shop or for the manufacture of ice or aerated water the walls shall be rendered impervious to water by means of cement plastering or otherwise up to a height

of 8 feet from the ground level. The floor shall be either cemented or paved with Cuddapan slabs with cement pointing and sufficient drainage shall be provided. The roofing shall be plain and rat-proof.

(g) The place shall not at any time be used for stabling animals.

(h) (i) The licensee shall always keep the premises in a perfectly clean and tidy condition.

(ii) All refuse or rubbish shall be swept off and the drains well flushed. A sufficient number of metallic dust-bins with a lid at the top shall be kept on the premises and they shall be cleaned at least once a day and oftener if necessary.

(iii) The premises shall be thoroughly washed twice a day and oftener if necessary. Privies, latrines and urinals shall be disinfected daily.

(iv) All waste water shall be thoroughly drained from the premises.

(i) 1 All furniture, plates, utensils and accessories pertaining to or used for the purpose of the business for which license is granted shall always be kept perfectly clean.

2. Plates, cups, saucers, spoons, forks and all other utensil or accessories used for service shall be thoroughly washed in clean water and sterilised by being immersed in boiling water or in steam for not less than 5 minutes before being sent out for service again.

(j) Every table bench or board on which refreshments are served shall be provided with a top made of marble, polished stone slab or other non-absorbent material and the top shall be thoroughly cleansed after each service with a clean cloth and if necessary with water.

(k) All provisions or materials used for the purpose of the business shall be good and wholesome and adulterated provisions or materials shall not be used. Provisions not required for immediate use shall be stored in closed bins made of galvanized iron or other metallic receptacle suitably protected against chemical

action which shall be kept on stone benches fixed 1½ feet away from the walls and shall not be allowed to lie open on the floor.

(l) The licensedshall allow only servants who are dressed in clean clothes to attend on the customers.

(m) No food stuff of any sort which is stale, unwholesome, offensive or in any way unfit for human consumption in the opinion of the Health Officer, shall be stored, served, sold or exposed for sale in the premises.

(n)(i) Dried fruit, cut slices of fruit, cooked food, and all other articles of food or drink kept ready for human consumption in the premises shall be stored or exposed, for sale in such a manner as completely to protect them from dust, effluvia, flies or other vermin.

(ii) Such articles when exposed for sale shallk be kept in clean vessels or plates made of glass or metal covered with enamel or tin-lining placed in glass cases provided if necessary, with a fly - proof wire gauze at the top for ventilation.

(iii) No such articles shall be touched by hand and clean spoons or other accessories shall be used for serving them

(o) All papers or leaves used for wrapping articles of food shall be clean and stored in a clean rack or box.

(p) No person who is suffering from any contagious, infectious or loathsome disease or who has recently been in attendance on a person suffering from such disease or who is unwasned or otherwise unclean shall be employed by the licensee for the purpose of the business.

q) (i) No person shall be employed in or in connection with any business carried on in any place licensed under Bye-law No.2 (or for which a license under Bye-law No.1 is necessary) unless he produces at the time of his first employment therein a certificate from the Health Officer or any Medical or Sanitary Officer not below the rank of an Assistant Surgeon or a Health Officer showing that he is free from any contagious, infectious or loathsome disease He should not be a carrier of intestinal diseases viz., typhoid, para-typhoid

A or B, cholera and dysentery. After every serious illness he must produce a certificate thathe is not infectious.

(ii) Every person employed in or in connection with such business shall produce a similar certificate at the beginning of every official year on or before the 15th July.

(iii) Every such employee shall subject himself to a medical examination whenever directed to do so in writing by the Health Officer.

(iv) No person who has failed to comply with any of the above requirements shall be employed or continue to be employed in or in connection with the business.

(r) The licensee shall forthwith report to the Health Officer any case of dangerous, infectious or contagious disease occurring on the premises.

(s) The licensee shall keep in the premises a book which shall be open to inspection by the President, the Commissioner, the Health Officer, or any other Officer of the Municipality authorized in writing to inspect the premises.

(t) (i) It shall be competent for the President, the Municipal Commissioner, or the Health Officer, any Sanitary Inspector or other officer of the Municipality authorized in writing in this behalf by the Municipal Commissioner, to enter into any place used for any of the purposes specified in Bye-law No.1, between 6 a.m. and 6 p.m. or at any other time while such place is kept open for business, to inspect the premises, provisions, articles of food or drink, all utensils and furniture on the premises and to take samples of any provisions, any articles of food or drink manufactured or kept for sale therein. Samples so seized may be subjected to chemical or other examination.

(ii) It shall be competent to the President, the Municipal Commissioner, the Health Officer or any Sanitary Inspector or to remove or cause to be removed forthwith from such place any article of food or drink, which is in their opinion stale, unwholesome, offensive or unfit for human consumption besides prosecuting the licensee for violating the Bye-laws.

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(iii) Whenever the Municipal Commissioner or the Health Officer is satisfied on personal inspection or on a report of inspection he may, instead of recommending the prosecution of the licensee, issue to him in writing such directions as he may deem necessary for securing proper compliance with these bye-laws or in the interests of public health and the licensee shall forthwith comply with such directions.

(iv) This license shall be subject to the provision of the City Municipalities Act and any other law that may be brought in to force in the Municipal area.

SPECIAL CONDITIONS.

2. Places used as Bakery or Sweetmeat Shop.

A place used as a bakery or sweetmeat shop shall satisfy the following special conditions in addition to the general conditions specified in the Bye-law No.10 above:-

(a) The premises shall contain separate accommodation for kneading, store and vending.

(b) The walls of the kneading room shall be plastered with cement to a height of 8 feet from the ground level. The ceiling of the kneading room shall be plain and free from crevices.

(c) The surface of every kneading table used in the bakery shall be impervious to water, smooth and free from cracks or crevices and shall be kept covered with a clean cloth when not in use. The pedestals of the kneading table shall be of concrete blocks plastered with cement.

(d) Every person engaged in kneading shall wear a clean white apron of linen or cotton so as to cover completely the front part of his body from neck to knees.

(e) No person shall soil the kneading table in any way.

(f) No person shall transport for sale, bread or sweetmeat from one place to another except in a closed vehicle or in a closed basket, tin or receptacle, shall at all times be kept thoroughly clean and no person shall commit any act which may tend to render any bread or sweetmeat which is being transported dirty or unwholesome

3. Hotels, Restaurants, Eating Houses, Tea and Coffee Houses.

A place used as a hotel, restaurant, eating house or coffee house shall satisfy the following special conditions in addition to those specified in Bye-law No.1 above:-

(a) No persons shall be allowed to dine in any place other than the dining hall, provided that it shall be premissible for a boarder to dine in his own room.

(b) There shall be sufficient latrine accommodation. Every latrine, privy or urinal on the premises shall be kept clean and thoroughly disinfected daily and the night-soil shall always be covered with ashes or earth and removed daily. Where facilities are available, flush latrines should as a rule, be provided.

(c) Whenever arrangements are made on the premises for broadcasting or for the playing of gramophones with or without pick up and loud speaker arrangement, care shall be taken to prevent an unreasonable amount of noise being caused in the neighbourhood so as to occasion annoyance or discomfort to the owners or occupiers of houses in the vicinity.

4 Places used for the Manufacture of Ice.

A place used for manufacturing ice shall satisfy the following condition in addition to those specified in Bye-law No.1 above:-

(a) The water used for manufacturing the ice shall be pure and shall not be carried in massacks or in any other vessels not approved by the Commissioner or the Health Officer.

5. Places used for Manufacture of Aerated Waters.

A place used for the manufacturing aerated waters shall satisfy the following conditions in addition to those specified in Bye-law No.1 above:-

(a) The premises shall contain sufficient and separate accommodation for each of the following viz., for the cleaning of bottles, for the filteration and storage of water, for the

charging

of bottles and for store-room.

(b) The water used for the manufacture of aerated waters shall be pure and shall not be carried in massacks or in any other vessels not approved by the Commissioner or the Health Officer.

(c) The water used for the manufacture shall be filtered and the filtering vessels and materials shall be sterilised at such times and in such manner as the Commissioner or the Health Officer may direct.

(d) Syrups shall be prepared only in glass or enamelled vessels andkept in a fly - proof case-

(e) No aerated water of any kind shall be issued from the manufactory without having a proper label and mouth piece on each bottle, giving the full name and address of the manufacturer. The mouth of each bottle shall be completely covered with a similar label so as to be dust-proof.

For Secy to Govt
Ulla Rev Deptt

Rules framed under section 49 (h) of Mysore City Municipalities Regulation, VII of 1933, for prescribing the fees to be charged for every license granted for the use of any place as a hotel, restaurant, eating house, boarding or lodging house, coffee house or sweetmeat shop, or for the manufacture of ice or aerated waters, and the times at which and the mode in which the same shall be levied or recovered or shall be payable

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1 For every license granted under the bye-laws of the Municipality framed under Section 51 (1) (b) (iv) of the Mysore City Municipalities Act Regulations for the use of any place as a hotel, restaurant, eating house, coffee house, or sweetmeat shop or for the manufacture of ice or aerated water, fees shall be charged at the rates specified in the Schedule to these rules, provided that the Municipal Commissioner shall have power to remit the license fee wholly or partially in the case of a license granted for a special occasion and for a period not exceeding a fortnight.

2 The full license fee shall be paid in advance before the issue of the license, provided that every application for a license shall be accompanied by the fee which according to the applicant is chargeable in respect of th license applied for

3. (i) In case of any doubt regarding the fee chargeable in respect of any license, the Municipal Commissioner shall determine the fee after such inquiry and investigation as he may deem necessary

(ii) The applicant for the license shall furnish the Municipal Commissioner all such information as he may by means of a written notice require for the purpose of the aforesaid inquiry and shall produce all such documents in his possession or power as the Commissioner may require for such inquiry.

(iii) The decision of the Municipal Commissioner regarding the fee chargeable in respect of any license shall be final.

SCHEDULE

Fees chargeable in respect of every license for the use of a place in Davangere City, as hotel, restaurant, eating house, boarding or lodging house, coffee house, sweetmeat shop, bakery or for the manufacture of ice or aerated waters or for sale of any kind of eatables

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	Purpose of license	Fee Payable. Rs
1	Hotel, restaurant, eating house, or coffee house:	
	(i) Where the annual rental value of the place where the business is carried exceeds Rs.2,999/-	200

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Purpose of license.	Fee Payable. Rs.
1. (ii) Where such annual rental value exceeds Rs.1,499/- but does not exceed Rs.2,999/-	100
(iii) Where such annual rental value exceeds Rs.899/- but does not exceed Rs.1,499/-	50
(iv) Where such rental value exceeds Rs.299/- but does not exceed Rs.899/-	20
(v) In all other cases	10
2. Bakery or sweetmeat shop -	
(i) Where the rental value of the place used as bakery or sweetmeat-shop exceeds Rs.899/-	50
(ii) Where such rental value exceeds Rs 299/- but does not exceed Rs.899/-	25
(iii) In other cases	10
3. Ice or aerated water manufactory	50

Approved by the Municipal Council as their Special Emergency Meeting held on 21-6-48 under subject No 3 (1)

Municipal Office Bhiwandi
22/6/48

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PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE

READ -

Letter No H C 12/48-49 dated 5th August 1948 from the Municipal Commissioner, Davangere City Municipality, forwarding for sanction the draft byelaws framed by the Municipal Council under Section 51(1)(b)(iv) of the Mysore City Municipalities Act, 1933, for regulating licensing and inspecting the conduct of places used as Bakaries, Sweetmeat shops, Hotels, Restaurants, Eating houses, Boarding or Lodginghouses, Coffee Houses or places for manufacturing Ice and Aerated waters in the Municipality and adding that no objections were received in response to the notification issued in this behalf

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O/c ORDER NO L 5130-1/Rul 86-48-42

Dated, Bangalore, the 11-11-48

The byelaws are approved as revised and appended to this order

The Municipal Commissioner is requested to send half a dozen printed copies of the byelaws for record in the Secretariat.

for Revenue Secretary to Government

To

The Municipal Commissioner, Davangere City Municipality,
Through the President
Comptroller to Government